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Date: May 25, 2005

To: Attn: Victor X. Nguyen
Fax No: (703) 872-9306From: Vincent J. Gnoffo
Tel. No: (312) 321-4224Intellectual Property
Law WorldwideClient No: U.S. Application Serial No. 09/911,356
Device for Separating the Epithelium Layer from the Surface of the Cornea of an
Eye
Our Case No. 10781/9No. of Pages
(inc. this page): 4Confirmation Copy To Follow: Yes ☐ No ☒IF YOU HAVE ANY PROBLEMS RECEIVING THIS MESSAGE,
PLEASE CALL 312-321-4200 AND ASK FOR: Claire Briggs at ext. 4398

THIS MESSAGE IS INTENDED ONLY FOR THE INDIVIDUAL OR ENTITY TO WHICH IT IS ADDRESSED. IT MAY CONTAIN PRIVILEGED, CONFIDENTIAL, ATTORNEY WORK PRODUCT, OR TRADE SECRET INFORMATION WHICH IS EXEMPT FROM DISCLOSURE UNDER APPLICABLE LAWS. IF YOU ARE NOT THE INTENDED RECIPIENT, OR AN EMPLOYEE OR AGENT RESPONSIBLE FOR DELIVERING THE MESSAGE TO THE INTENDED RECIPIENT, YOU ARE HEREBY NOTIFIED THAT ANY DISSEMINATION, DISTRIBUTION, OR COPYING OF THIS MESSAGE IS STRICTLY PROHIBITED. IF YOU HAVE RECEIVED THIS MESSAGE IN ERROR, PLEASE NOTIFY US IMMEDIATELY BY TELEPHONE AND RETURN THE ORIGINAL MESSAGE (AND ALL COPIES) TO US BY MAIL AT THE ABOVE ADDRESS. WE WILL REIMBURSE YOU FOR POSTAGE.

COVER MESSAGE:

Please find the attached:

1. Transmittal Cover Letter
2. Response to Restriction/Election Requirement

CERTIFICATE OF FACSIMILE TRANSMISSION UNDER 37 C.F.R. §1.8

I hereby certify that this correspondence, totaling 3 pages including recited attachments, is being facsimile transmitted to the United States Patent and Trademark Office at facsimile no.: 703-872-9306 (Central number) on the below date:

Date: May 25, 2005 Name: Vincent J. Gnoffo, 44,714

Signature: Vincent J. Gnoffo

**BRINKS
HOFER
GILSON
& LIONE**

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Appln. of: Ioannis Pallikaris et al.

Appln. No.: 09/911,356

Filed: July 23, 2001

For: Device for Separating the Epithelium Layer from the Surface of the Cornea of an Eye

Examiner: Victor X. Nguyen

Art Unit: 3731

Attorney Docket No: 10781/9

Mail Stop Amendment
Commissioner for Patents
P. O. Box 1450
Alexandria, VA 22313-1450

TRANSMITTAL

Sir:

Attached is/are:

- ☒ Transmittal Cover Letter (1p.); Response to Restriction Requirement (2pp.)
☒ Return Receipt Postcard

Fee calculation:

- ☐ No additional fee is required.
☐ Small Entity.
☐ An extension fee in an amount of \$ _____ for a _____-month extension of time under 37 C.F.R. § 1.136(a).
☐ A petition or processing fee in an amount of \$ _____ under 37 C.F.R. § 1.17(____).
☐ An additional filing fee has been calculated as shown below:

					Small Entity			Not a Small Entity	
	Claims Remaining After Amendment		Highest No. Previously Paid For	Present Extra	Rate	Add'l Fee	or	Rate	Add'l Fee
Total		Minus			x \$25=			x \$50=	
Indep.		Minus			x 100=			x \$200=	
First Presentation of Multiple Dep. Claim					+\$180=			+\$360=	
Total					\$			Total	
								\$	

Fee payment:

- ☐ A check in the amount of \$ _____ is enclosed.
☐ Please charge Deposit Account No. 23-1925 in the amount of \$ _____. A copy of this Transmittal is enclosed for this purpose.
☐ Payment by credit card in the amount of \$ _____ (Form PTO-2038 is attached).
☒ The Director is hereby authorized to charge payment of any additional filing fees required under 37 CFR § 1.16 and any patent application processing fees under 37 CFR § 1.17 associated with this paper (including any extension fee required to ensure that this paper is timely filed), or to credit any overpayment, to Deposit Account No. 23-1925.

Respectfully submitted,

Vincent J. Gnoffo
Vincent J. Gnoffo (Reg. No. 44,714)

Date

May 25, 2005

Certificate of Transmission

I hereby certify that this correspondence is being facsimile transmitted to the Patent and Trademark Office Fax No. (703) 872-9306 on:

May 25, 2005
Date of Transmission

Vincent J. Gnoffo, Reg. No. 44,714
Name of applicant, assignee or

Registered Representative

Vincent J. Gnoffo
Signature

May 25, 2005
Date of Signature

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MAY 25 2005

Our Case No. 10781/9

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of:

Ioannis Pallikaris et al.

Serial No. 09/911,356

Filing Date: July 23, 2001

For: DEVICE FOR SEPARATING THE
EPITHELIUM LAYER FROM THE SURFACE
OF THE CORNEA OF AN EYE

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)
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) Examiner: Victor X. Nguyen

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)
)
) Group Art Unit No.: 3731

Response to Restriction/Election Requirement

Mail Stop AMENDMENT
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

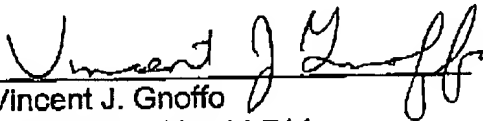
Dear Sir:

In response to the Restriction/Election Requirement dated May 18, 2005,
Applicants elect, Species II: Claims 1-6, 8-11, 13-15, 17, 21, 24-46 and 53-57, without
prejudice.

Conclusion

If the Examiner is unable to allow the application in the next Office Action and believes that a telephone interview would be helpful to resolve any issues, he is respectfully requested to contact the undersigned.

Respectfully submitted,



Vincent J. Gnoffo
Registration No. 44,714
Attorney for Applicants

BRINKS HOFER GILSON & LIONE
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